IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.25313 of 2008
VIMLI DEVI
Versus
STATE OF BIHAR
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2. **9.7.2008** Heard.

The petitioner is the first wife of the deceased and as per the defence the deceased married Nila Devi with the consent of the present petitioner. The dead body was found in the house of the petitioner's father where the petitioner was residing. Makhan Sah, the deceased was residing in Mumbai and was paying alimony of Rs.500/- per month to the present petitioner. The allegation is that the deceased was poisoned to death.

The contention is that the petitioner could not have participated in the killing of the deceased because that would dry up the source of livelihood for the petitioner. The second contention is that one could not be forced to take poison as in the present case. The case appears of mystery, considering which, let the above named petitioner be released from custody on furnishing bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M. Biraul at Benipur in Biraul P.S.Case no.99 of 2005.

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(Dharnidhar Jha, J.)

B.Kr.